

FEE TRANSMITTAL for FY 2004

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT \$ 2,780.00

Complete if Known

Application Number Unknown **09/502,534**
Filing Date Herewith
First Named Inventor Dan Meisburger
Examiner Name Unknown
Art Unit Unknown
Attorney Docket No. 22120-08965

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None
☐ Deposit Account:

Deposit Account Number **19-2555**

Deposit Account Name **Fenwick & West LLP**

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge all required fee(s) or any underpayment of fee(s) due under 37 CFR §1.16 or §1.17 during the pendency of this application
☒ Charge fee(s) indicated below, except for the Request for Continuance and 5-Mo. Extension fees

to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
57	-20** = 37	x 18.00	= 666.00
16	-3** = 13	x 86.00	= 1118.00
Multiple Dependent			

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
1202	18	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	86	2204	43	**Reissue independent claims over original patent	
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) \$ 1,784.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	2010.00
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(g)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Exam Under 1.53(b)	770.00
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) **03/19/2004 TBESHAN1 00000093 09502534**

01 FC:1255

2010.00 OP

SUBTOTAL (3) \$ 2,780.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY

Name (Print/Type)	Registration No. (Attorney/Agent)	Complete (if applicable)
Laura A. Majerus	33,417	Telephone: (650) 335-7152
Signature <i>Laura M. Majerus</i>	Date	March 15, 2004



IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

APPLICANTS: Dan Meisburger, Alan D. Brodie, Zhong-Wei Chen, Jack Y. Jau, Paul Sandland, Richard Simmons, Dave E. A. Smith, Hans Dohse, Dennis G. Emge, John Greene, Lee Veneklasen, Ming-Yie Ling, Surendra G. Lele, Kirkwood Rough

PATENT NO.: 5,717,204

ISSUED: February 10, 1998

TITLE: Inspecting Optical Masks With Electron Beam Microscopy

SERIAL NO.: 09/502,534

FILING DATE: February 10, 2000

ATTY. DKT. NO.: 4765

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.			
Signature:			
Typed or Printed Name:	Trinidad Arriola Kern	Dated:	10/2/00
Express Mail Mailing Number (optional):	EL566199492US		

COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

**PETITION FOR FILING ON BEHALF OF AN OMITTED INVENTOR
UNDER 37 C.F.R. SECTION 1.47(a)**

Dear Sir:

The named co-inventors, Alan D. Brodie, Zhong-Wei Chen, Jack Y. Jau, Paul Sandland, Richard Simmons, Dave E. A. Smith, Hans Dohse, Dennis G. Emge, John Greene, Lee Veneklasen, Ming-Yie Ling, Surendra G. Lele, and Kirkwood Rough, hereby petition the Commissioner to accept the filing of the above-referenced U.S. reissue patent application by

and Kirkwood Rough. Mr. Meisburger refuses to sign a timely REISSUE APPLICATION DECLARATION AND POWER OF ATTORNEY after a diligent effort to obtain his signature. Therefore, Alan D. Brodie, Zhong-Wei Chen, Jack Y. Jau, Paul Sandland, Richard Simmons, Dave E. A. Smith, Hans Dohse, Dennis G. Emge, John Greene, Lee Veneklasen, Ming-Yie Ling, Surendra G. Lele, and Kirkwood Rough, as joint inventors, makes this application on behalf of, and as agent for, the omitted inventor, Dan Meisburger, pursuant to 37 C.F.R. section 1.47(a).

A REISSUE APPLICATION DECLARATION signed in counterpart by the joint inventors, Alan D. Brodie, Zhong-Wei Chen, Jack Y. Jau, Paul Sandland, Richard Simmons, Dave E. A. Smith, Hans Dohse, Dennis G. Emge, John Greene, Lee Veneklasen, Ming-Yie Ling, Surendra G. Lele, and Kirkwood Rough, on their own behalf and on behalf of the omitted inventor, Dan Meisburger, is also enclosed.

The required fee of \$130 pursuant to 37 C.F.R. section 1.17(i) is also enclosed.

This petition is being filed along with a RESPONSE TO NOTICE TO FILE MISSING PARTS OF REISSUE APPLICATION in response to a NOTICE TO FILE MISSING PARTS OF REISSUE APPLICATION, dated April 7⁷ 2000, received from the U.S.P.T.O.

Respectfully submitted,
ALAN D. BRODIE, et al.

Dated: Oct. 2, 2000

By: 

Trinidad Arriola Kern, Reg. No.: 44,012
Fenwick & West LLP
Two Palo Alto Square
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them, as joint inventors of the invention disclosed and claimed in the above-referenced reissue patent application, on behalf of, and as agent for, the omitted inventor, Dan Meisburger.

The complete name, last known address, and citizenship of the omitted inventor, who refuses to sign the required declaration and power of attorney, is:

Dan Meisburger

1507 Montalban Drive

San Jose, CA 95120-4830

Citizen of: USA

A "DECLARATION OF FACTS BY PERSON HAVING FIRST HAND KNOWLEDGE IN SUPPORT OF FILING ON BEHALF OF AN OMITTED INVENTOR UNDER 37 C.F.R. section 1.47(a)" (hereinafter "DECLARATION OF FACTS") is enclosed to provide proof of the pertinent facts concerning the diligent effort to have the omitted inventor join in the above-referenced patent application.

Therefore, the above-named co-inventors, Alan D. Brodie, Zhong-Wei Chen, Jack Y. Jau, Paul Sandland, Richard Simmons, Dave E. A. Smith, Hans Dohse, Dennis G. Emge, John Greene, Lee Veneklasen, Ming-Yie Ling, Surendra G. Lele, and Kirkwood Rough, are entitled to file the above-referenced patent application on behalf of the omitted inventor, Dan Meisburger. The enclosed EXHIBITS A to F are provided to support statements made in the enclosed DECLARATION OF FACTS.

As stated in the enclosed DECLARATION OF FACTS, Dan Meisburger is a joint inventor of the subject matter of the above-referenced patent application along with Alan D. Brodie, Zhong-Wei Chen, Jack Y. Jau, Paul Sandland, Richard Simmons, Dave E. A. Smith, Hans Dohse, Dennis G. Emge, John Greene, Lee Veneklasen, Ming-Yie Ling, Surendra G. Lele,